

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION

CHARLES E. ORANGE  
Petitioner,  
  
v.  
  
ARVIL CHAPMAN, WARDEN  
Respondent.

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No.
(No. 3:12-mc-0069)
Judge Campbell

O R D E R

The Court has before it a *pro se* prisoner petition (Docket Entry No.1) under 28 U.S.C. § 2254, for writ of habeas corpus, and an application to proceed in forma pauperis (Docket Entry No.6).

The application shows that the petitioner lacks sufficient financial resources to pay for the costs of the action. Therefore, the Clerk is directed to file the petition in forma pauperis. 28 U.S.C. § 1915(a).

The petitioner is an inmate at the South Central Correctional Center in Clifton, Tennessee. He brings this action against Arvil Chapman, Warden of the facility, challenging the legality of convictions entered against him in Bedford County.<sup>1</sup>

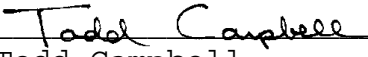
Under 28 U.S.C. § 2241(d), a habeas petitioner may file in either the judicial district where the petitioner was convicted or

<sup>1</sup> Bedford County lies within the Eastern District of Tennessee, Winchester Division. 28 U.S.C. § 123(a)(4).

the judicial district where he is currently incarcerated. Therefore, venue for this action is proper in both the Eastern and Middle Districts of Tennessee. However, a petitioner's place of confinement may change from time to time while the district of his convictions will remain constant. For this reason, it has been the consistent practice in the federal courts of Tennessee to transfer habeas petitions to the judicial district in which the convicting court is located.

In this case, it appears that the Eastern District is the situs of the petitioner's convictions. Accordingly, the Clerk will TRANSFER this action to the United States District Court for the Eastern District of Tennessee, Winchester Division at Winchester, Tennessee. 28 U.S.C. § 1404(a).

It is so ORDERED.

  
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Todd Campbell  
United States District Judge